THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION NO.27503 OF 2007

Date: 26.12.2007.

Between:
P.Sushil Kumar, S/o.P.Prabakaran,

…Petitioner.

and

The District Collector, Chittoor District
And two others.

…Respondents

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION NO.27503 OF 2007

ORDER:

It is the case of the petitioner that he is the owner and possessor of the agricultural lands of extent of Acs.2.77 cents, Ac.0.21 cents and 0.06 cents in Survey Nos.9/2B, 9/2D and 8 respectively, situated at Rallakuppam village, Satyavedu Mandal, Chittoor district. The said lands are said to have been purchased by the father of the petitioner under registered sale deed, dated 02.09.1992.

It is stated that the name of the petitioner was also entered into the revenue records and the pattadar pass book, title deeds were issued in the year 2002. While so, the Tahasildar/Mandal Revenue Officer, Satyavedu Mandal made an attempt to interfere with the said lands, asking the workers of the petitioner to remove material from the said lands.

It is the case of the petitioner that without issuing any notice and without following due process of law, the petitioner is sought to be dispossessed.

Having regard to the facts and circumstances and without expressing any opinion with regard to the merits of the case as to whether the said land is assigned land or the Government land, even if the petitioner is encroacher or that the said lands are assigned lands, without following the due process of

law, the petitioner shall not be dispossessed.

Accordingly, the Writ Petition is disposed of directing respondent Nos.2 and 3 not to dispossess the petitioner from the above said lands without following the due process of law.

_____

V.ESWARAIAH, J.

Date:26.12.2007.
GS